

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

FARRAH KELLY,

Plaintiff,

v.

JOSHUA BELL, JUSTIN SNYDER, and
CITY OF WILLIAMSPORT,

Defendants.

No. 4:22-CV-01940

(Chief Judge Brann)

ORDER

APRIL 28, 2023

In accordance with the accompanying Memorandum Opinion, **IT IS HEREBY ORDERED** that the Defendants' Motion to Dismiss (Doc. 7) is **GRANTED IN PART, DENIED IN PART** as follows:

1. The motion to dismiss as to Count I (Fourth Amendment) and Count II (*Monell* claim) is **GRANTED WITH PREJUDICE**.
2. The motion to dismiss as to Count III (Fifth Amendment) is **DENIED**.
3. Consistent with Federal Rule of Civil Procedure 12, the Defendants are directed to file an Answer by May 12, 2023.

BY THE COURT:

s/ Matthew W. Brann

Matthew W. Brann
Chief United States District Judge